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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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8 ADRIENNE MACBETH,

No. C 07-3304 MEJ

9 Plaintiff(s),

**CONDITIONAL DISMISSAL**

10 vs.

11 CITY AND COUNTY OF SAN FRANCISCO,  
12 et al.,

13 Defendant(s).  
14 \_\_\_\_\_/

15 On October 24, 2008, the parties in the above-captioned matter advised the Court that they  
16 have agreed to a settlement. Accordingly, IT IS HEREBY ORDERED that this case be dismissed  
17 with prejudice. However, if any party shall certify to the Court, within ninety days and proof of  
18 service on opposing counsel, that the agreed consideration for said settlement has not been delivered,  
19 this Order shall stand vacated and the case shall be restored to the calendar for trial.

20 **IT IS SO ORDERED.**

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22 Dated: October 28, 2008

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24 MARIA-ELENA JAMES  
25 United States Magistrate Judge  
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